

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 2, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 25, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. A one-time cash award for Sherri Morrison, an employee with the Clerk of the District Court's Office, in the amount of \$500 due to exceptional circumstances. - Sue Kirkland, Clerk of the District Court

 - B. Historical markers for Lancaster County abandoned and neglected cemeteries - Russ Shultz, Weed Control Superintendent

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, May 2, 2006.

- 4) **PUBLIC HEARINGS:**
 - A. Increase in appropriations for the County Property Management Fund and Families First and Foremost Fund. The original Property Management Fund budget of \$1,042,728 needs to be increased \$152,000 due to unanticipated repairs to Trabert Hall and a rate increase for gas and electricity not anticipated at the time the budget was adopted. The Families First and Foremost Fund budget of \$4,093,373 needs to be increased by \$3,000 to allow for the final transfer of all funds. (See New Business Item 6A for correlating documentation.)

 - B. An application for Corporate Manager for James W. Partington and a new application for a Class Y (Farm Winery) liquor license for Deer Springs Winery, L.L.C. d/b/a Deer Springs Winery, located at 16255 Adams Street, Lincoln, Lancaster County, Nebraska.

<p style="text-align:center">THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</p>

4) **PUBLIC HEARINGS CONTINUED:**

- C. An application for Corporate Manager for Toni L. Parker and a new application for a Class D (Beer, Wine & Distilled Spirits, Off Sale Only) liquor license for Blue Collar Liquor, Inc. d/b/a Blue Collar Liquor, 13940 "O" Street, Unit 1B, Lincoln, Lancaster County, Nebraska.

5) **OLD BUSINESS:**

- A. A contract with Whitehead Oil Company for annual requirements for small load motor fuel for the County Engineering Department. Term of the contract begins on March 1, 2006 and ends February 28, 2009 with an option to renew for an additional three year period with mutual consent. Unit prices and products are outlined in Specification 06-054. (C-06-0150)
- B. Renewal of a maintenance agreement with Environmental Systems Research Institute, Inc. (ESRI), in the amount of \$15,863.01, for the ARC/Info Software that is used by the County Engineer's and County Assessor/Register of Deeds' Geographic Information System (GIS) system. The agreement covers technical support, software upgrades and User Conference registrations requested by the County Engineer and County Assessor/Register of Deeds for their GIS system. Term of the agreement is July 21, 2006 through July 20, 2007. (C-06-0146)

6) **NEW BUSINESS:**

- A. A resolution in the matter of supplementing appropriations from previously adopted budget for the County Property Management Fund, in the amount of \$152,000, and for the Families First and Foremost Fund, in the amount of \$3,000. The amended budget needs to be increased because of unanticipated maintenance to Trabert Hall, higher than anticipated rate increases for natural gas and electricity and current year revenues greater than anticipated for Families First and Foremost. (R-06-0040)
- B. A resolution in the matter of declaring the week of May 1 through May 7, 2006 as Public Service Recognition Week. (R-06-0041)
- C. A utility relocation agreement between the Lancaster County Engineering Department and Lancaster County Rural Water District No. 1, in the amount of \$5,560, to relocate an existing water line located on South 25th Street; Project 06-28, Concrete Box Culverts, Structure No. S-53. (C-06-0152)

6) **NEW BUSINESS CONTINUED:**

- D. An agreement between Olsson Associates and Lancaster County to allow Olsson's to utilize the County's right-of-way for soil boring tests at the following locations: one-half mile east of South 84th Street on Yankee Hill Road, at the intersection of South 84th Street and Yankee Hill Road and 200 feet south of Breagan Road on South 98th Street. The work will commence upon execution of the agreement and be completed by May 20, 2006. (C-06-0153)
- E. A confidentiality agreement with defenderData, L.L.C. to ensure the confidentiality of the County Attorney Office's records and information during the period that defenderData is providing the County with a test version of its case management software. (C-06-0154)
- F. An agreement with Lincoln Orthopedic Center, P.C. to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and Lincoln Orthopedic Center will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreement is effective upon execution of both parties and contains a 30 day termination provision. (C-06-0162)
- G. An agreement with LOC Surgery Center to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and LOC Surgery Center will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreement is effective upon execution of both parties and contains a 30 day termination provision. (C-06-0163)
- H. Recommendation from the Purchasing Agent and the City Natural Resources Manager to award a bid to Constructors, Inc., in the amount of \$483,769.50, for the construction of Jamaica North Trail; STPB-55 and a letter from the Lancaster County Board requesting the concurrence of the Nebraska Department of Roads to award the bid to Constructors, Inc. (B-06-0019)
- I. Supplemental agreement no. 2 with the Nebraska Department of Roads for construction of the Jamaica North Trail, Project No. STPB-55(150), State Control No. 12735, extending the deadline for the project to be under a construction contract to prior to June 2, 2006. (C-06-0161)

6) **NEW BUSINESS CONTINUED:**

- J. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Metal Culverts, Inc., in the amount of \$23,523.32, for culvert pipe; Project 06-29. (B-06-0020)
- K. Recommendation from the Purchasing Agent to award a bid to Truax Company, Inc., in the amount of \$11,130, for a grain drill used for seeding. (B-06-0021)
- L. Recommendation from the Purchasing Agent and the Corrections Department to award a bid to A.A. Horwath & Sons Laundry Equipment, in the amount of \$14,730, for two commercial washer-extractors and gas dryers. (B-06-0022)
- M. Recommendation from the Purchasing Agent and the Lincoln-Lancaster County Health Department to award a bid to Nemaha Landscape Construction, in the amount of \$93,950, for landscaping at the Health Department. (B-06-0023)
- N. Notice of termination of County Contract Nos. C-01-0390 and C-02-0308 with Lincoln Council on Alcoholism and Drugs, Inc. for substance use evaluation services for participants in the Lancaster County Adult Drug Court. Termination is effective July 3, 2006.

7) **CONSENT ITEMS:** *These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:*

- A. A leasehold contract between the Lancaster County Engineering Department and Dan J. Benes, in the amount of \$10, on West McKelvie Road west of North 14th Street; Project CP-F-80. (C-06-0155)
- B. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:
 - ▶ Myrtle E. Burcham on West McKelvie Road west of North 14th Street; Project CP-F-80. This is a donation. (C-06-0156)
 - ▶ Gary L. and Susan J. Kuck, in the amount of \$271, on West Rock Creek Road west of Northwest 12th Street; Project C.P.C-217. (C-06-0157)
 - ▶ Douglas W. Althouse, in the amount of \$617.50, at North 148th Street and Alvo Road; Project CP-H-128. (C-06-0158)
 - ▶ Charles and Maxine Eastham, in the total amount of \$8,742.44, at approximately Southwest 2nd Street and Panama Road; Project C55-W-403(2). (2 contracts) (C-06-0159 and C-06-0160)

8) **PENDING:** *Items currently on pending may be removed at the discretion of the Board and scheduled for action on a regular Board of Commissioners agenda following a two week notification period.*

- A. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)
- B. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)
- C. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)
- D. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Remove from pending on October 18, 2006.)
- E. A resolution in the matter of County Change of Zone No. 05063, from AG Agricultural District to AGR Agricultural Residential District, requested by Steven Schmidt, on property generally located southeast of the corner of North 105th Street and Alvo Road/Highway 34 in Lancaster County, Nebraska. (R-05-0140) (Remove from pending on October 18, 2006.)

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, May 4, 2006 beginning at 8:30 a.m. in Room 113 located on the first floor of the County-City Building, 555 South 10th Street, Lincoln, Nebraska.
- B. Public hearings will be held on Tuesday, May 9, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, located on the first floor of the County-City Building regarding the following:
1. County Board of Zoning Appeals, Appeal No. 06001, requested by Marcia Murray, for a variance to the lot area, width and minimum frontage on property located at 2840 West Martell Road, Lancaster County, Nebraska.
 2. County Final Plat No. 05097, Four Stones Addition, requested by Craig Gana, for 14 lots and five outlots on property generally located in the mile section bounded by Southwest 14th Street to Southwest 29th Street and West Stagecoach Road to West Panama Road, Lancaster County, Nebraska.
 3. County Special Permit No. 06020, requested by Ed and Linda Stich, for authority to operate a veterinary facility on property generally located at North 84th Street and Branched Oak Road, Lancaster County, Nebraska.
- C. A public hearing will be held on Tuesday, May 16, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for Corporate Manager for Holly Christine Horsham and a new application for a Class I (Spirits, Wine, Beer, On Sale Only) liquor license from Ely's Service, Inc. d/b/a Marina Bay Grill (formerly Castaways Bar & Grill on Branched Oak) located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska.
- D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 2, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 25, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 24 additions and deductions to the tax assessment rolls per Attachment "A".

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Catholic Bishop of Lincoln
Madonna Rehabilitation Hospital
St. Mark's United Methodist Church

- 4) **NOTICE OF ASSESSED VALUE CHANGE FOR PROPERTY TAXATION PURPOSES FOR THE 2004 AND 2005 TAX YEAR FOR:**

Phillip R. and Diane S. Hynes

- 5) **ADJOURNMENT:**

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